

MONTGOMERY COUNTY

Notwithstanding the above provisions of this paragraph, ten (10), fifteen (15) and twenty (20) years of credited service may be substituted by any County employee member appointed on or before April 1, 1970 for the ten (10), fifteen (15), and twenty (20) years of continuous County service requirement, and for any member whose service is discontinued effective November 1, 1971 or thereafter, there shall be a one (1%) percent service recognition factor granted for each five years of actual County service up to thirty (30) years that shall be added to the above computations and also the amount of sick leave creditable for retirement purposes shall also be added thereto.

Notwithstanding the above provisions of this paragraph, any member covered by the provisions of this Plan on April 30, 1970, and continuously employed thereafter, will be eligible to receive a pension commencing immediately.

Notwithstanding the above provisions, any County employee member qualifying for a discontinued service pension under Section (c) (1) hereinabove is not eligible to receive such pension payments until that date which would have been his early retirement date had he remained continuously in the County service.

If the employment or the tenure of a member, otherwise qualified for a discontinued service pension, is terminated for reasons not specifically stated herein which the member believes to be of questionable validity and intended to circumvent the provisions of this section or other applicable provisions of this law, he may appeal to the County Personnel Board for a ruling on his eligibility to receive a discontinued service pension. The decision of the County Personnel Board on the member's eligibility to receive such pension is final and any questions on whether the member should be terminated or reinstated shall not be considered in such hearing. Appeal procedures provided in the Personnel Regulations shall be followed in making and handling such appeals. There shall be included in the County's budget any additional amount required to pay such pension.

(d) Discontinued service benefits of elective and appointive members as defined in Section 94-61(f) and (g). Notwithstanding anything to the contrary in this